IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELALTE SIDE

CRI.WRIT PETITION NO. 1383 OF 2004

Shri Sheriar Paramroze Patel. ...Petitioner.

Vs.

The State of Maharashtra & Ors. ...Respondents.

....

Petitioner in person.

.....

CORAM : DALVEER BHANDARI,C.J. &
DR.D.Y.CHANDRACHUD, J.

August 11, 2004.

P.C.:

We have heard the petitioner in person. The petitioner in person has approached the Court with the following reliefs:

> "(a) Call for the relevant records and proceedings from the office of the Respondent Police Officer from concerning the complaint dated 3-4-2004 of witness No.1 and complaint dated 5-5-2004 of the Petitioner N.C. Complaint bearing No.61/2004 dated 9-6-2004 and N.C. Complaint bearing No.1303 /2004 dated 10-6-2004 at Borivali police station direct investigation by any other independent agency with the further direction to give protection to the said witness No.1 and witnesses who have submitted their Affidavits dated 30-4-2004 to the Respondent No.3 as they apprehend danger to their life and limbs from the Respondents.
>
> (b) Cancel the bail in C. R. No.114/2004 dated 29-3-

2004 of the Respondent No.5 and 6 granted by this Hon'ble Metropolitan Holiday Court in connection with brutal attack by a thick bamboo on witness No.1' sright hip fracturing and dislocating his hip. Witness No.1 cannot sleep by lying on the bed but sleeps in sitting position and against the Respondent No.4 a chapter case is registered by concerned Borivali Police station and this brutal attack was committed in conspiracy with Respondent No.4.

(c) Externment Order be passed against accused Nos.4, 5 and 6 after being released on bail as they notorious and definitely they will cause injuries to the said six witnesses and the victim witnesses No.1 in C.R. No.114/2004 dated 29-3-2004."

In our considered opinion, the petitioner has a remedy available to him under the Criminal Procedure Code and no Public Interest Litigation can be entertained in this matter. The petition is devoid of any merit and is accordingly dismissed.

CHIEF JUSTICE

DR.D.Y.CHANDRACHUD, J.